

JS 44 (Rev. 06/17)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

Christopher Harris, Pro Se

(b) County of Residence of First Listed Plaintiff Philadelphia
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

DEFENDANTS

Officer Lesko, Officer Dohan, City of Phila.

County of Residence of First Listed Defendant Philadelphia
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)
Michael R. Miller

18 1475**II. BASIS OF JURISDICTION** (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☒ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant
- ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: Nature of Suit Code Descriptions.

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input checked="" type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in One Box Only)

- ☐ 1 Original Proceeding
- ☒ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from Another District (specify)
- ☐ 6 Multidistrict Litigation - Transfer
- ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

42 U.S.C. Sec. 1983

Brief description of cause:

Civil Rights Violation under 42 U.S.C. Sec. 1983

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☐ No**VIII. RELATED CASE(S) IF ANY**

(See instructions):

JUDGE

DOCKET NUMBER

DATE

4-6-18

SIGNATURE OF ATTORNEY OF RECORD

M R M

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

APR - 6 2018

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF PENNSYLVANIA – DESIGNATION FORM to be used by counsel to indicate the category of the case for the purpose of assignment to appropriate calendar.

Address of Plaintiff: 515 East Briton Street, Philadelphia, PA 19144**18 1475**Address of Defendant: City of Philadelphia Law Department, 1515 Arch Street, 14th Floor, Philadelphia, PA 19102Place of Accident, Incident or Transaction: Philadelphia, PA
(Use Reverse Side For Additional Space)Does this civil action involve a nongovernmental corporate party with any parent corporation and any publicly held corporation owning 10% or more of its stock?
(Attach two copies of the Disclosure Statement Form in accordance with Fed.R.Civ.P. 7.1(a)). Yes ☐ No ☒Does this case involve multidistrict litigation possibilities?
RELATED CASE IF ANY:Yes ☐ No ☒

Case Number: _____ Judge _____

Date Terminated: _____

Civil cases are deemed related when yes is answered to any of the following questions:

1. Is this case related to property included in an earlier numbered suit pending or within one year previously terminated action in this court?

Yes ☐ No ☒

2. Does this case involve the same issue of fact or grow out of the same transaction as a prior suit pending or within one year previously terminated action in this court?

Yes ☐ No ☒

3. Does this case involve the validity or infringement of a patent already in suit or any earlier numbered case pending or within one year previously terminated action in this court?

Yes ☐ No ☒

CIVIL: (Place in ONE CATEGORY ONLY)

A. Federal Question Cases:

1. ☐ Indemnity Contract, Marine Contract, and All
2. ☐ FELA
3. ☐ Jones Act – Personal Injury
4. ☐ Antitrust
5. ☐ Patent
6. ☐ Labor-Management Relations
7. ☒ Civil Rights
8. ☐ Habeas Corpus
9. ☐ Securities Act(s) Cases
10. ☐ Social Security Review Cases
11. ☐ All Other Federal Questions Cases (Please specify)

B. Diversity Jurisdiction Cases:

- Other Contracts 1. ☐ Insurance Contract and Other Contracts
2. ☐ Airplane Personal Injury
 3. ☐ Assault, Defamation
 4. ☐ Marine Personal Injury
 5. ☐ Motor Vehicle personal Injury
 6. ☐ Other Personal Injury (Please specify)
 7. ☐ Products Liability
 8. ☐ Products liability - Asbestos
 9. ☐ All other Diversity Cases
(Please specify)

ARBITRATION CERTIFICATION

(Check appropriate Category)

I, Michael R. Miller, counsel of record do hereby certify:☒ Pursuant to Local Rule 53.3 A, civil rights cases are excluded from arbitration.☐ Pursuant to Local Civil Rule 53.2, Section 3(c)(2), that to the best of my knowledge and belief, the damages recoverable in this civil action case exceed the sum of \$150,000.00 exclusive of interest and costs;☐ Relief other than monetary damages is sought.DATE: 4-9-18Michael R. Miller, Esquire
Attorney-at-Law

315759

Attorney I.D. #

NOTE: A trial de novo will be a trial by jury only if there has been compliance with F.R.C.P. 38.

I certify that, to my knowledge, the within case is not related to any case now pending or within one year previously terminated action in this court except as noted above.

DATE: 4-9-18Michael R. Miller, Esquire
Attorney-at-Law

315759

Attorney I.D. #

CIV. 609 (4/03)

APR - 6 2018

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

Christopher Harris
v.
**P/O, Lesko, P/O Dohan
& City of Phila.**

Civil Action

No.

18 1475

CASE MANAGEMENT TRACK DESIGNATION FORM

In accordance with the Civil Justice Expense and Delay Reduction Plan of this court, counsel for plaintiff shall complete a Case Management Track Designation Form in all civil cases at the time of filing the complaint and serve a copy on all defendants. (See § 1:03 of the plan set forth on the reverse side of this form.) In the event that a defendant does not agree with the plaintiff regarding said designation, that defendant shall, with its first appearance, submit to the clerk of court and serve on the plaintiff and all other parties, a case management track designation form specifying the track to which that defendant believes the case should be assigned.

SELECT ONE OF THE FOLLOWING CASE MANAGEMENT TRACKS:

- (a) Habeas Corpus -- Cases brought under 28 U.S.C. §2241 through § 2255. ()
- (b) Social Security -- Cases requesting review of a decision of the Secretary of Health and Human Services denying plaintiff Social Security Benefits. ()
- (c) Arbitration -- Cases required to be designated for arbitration under Local Civil Rule 53.2. ()
- (d) Asbestos -- Cases involving claims for personal injury or property damage from exposure to asbestos. ()
- (e) Special Management -- Cases that do not fall into tracks (a) through (d) that are commonly referred to as complex and that need special or intense management by the court. (See reverse side of this form for a detailed explanation of special management cases.) ()
- (f) Standard Management -- Cases that do not fall into any one of the other tracks. (X)

Michael R. Miller, Esquire

4/6/2018
Date

Attorney-at-law

P/O Dohan
Attorney for

(215) 683-5433

(215) 683-5397

michael.r.miller@phila.gov

Telephone

FAX Number

E-mail Address

(Civ. 660) 10/02

APR - 6 2018

APR - 6 2018

8400-MSG
**IN THE UNITED STATES DISTRICT COURT FOR
THE EASTERN DISTRICT OF PENNSYLVANIA**

Christopher Harris
515 E. Brinton Street
Philadelphia, PA 19144

Plaintiff

Civil Action

NO: _____

vs.

Officer Lesko, Badge No.: 3374
Individually & as a Police Officer for the
1515 Arch Street, 14th Floor
Philadelphia, Pennsylvania 19102

and

Officer Dohan, Badge No.: 4690
Individually & as a Police Officer for the
1515 Arch Street, 14th Floor
Philadelphia, Pennsylvania 19102

and

City of Philadelphia
1515 Arch Street, 14th Floor
Philadelphia, Pennsylvania 19102
Philadelphia, Pennsylvania 19102

18 1475

Formerly

Court of Common Pleas
Philadelphia County
Trial Division – Civil
January Term 2016
No. 0575

NOTICE OF REMOVAL

To the Honorable Judges of the United States District Court for the Eastern District of Pennsylvania.

Pursuant to 28 U.S.C. § 1441, defendants, P/O Lesko, P/O Dohan and the City of Philadelphia, (hereinafter “petitioner”) through his counsel, Michael R. Miller, Deputy City Solicitor, respectfully petitions for the removal of this action to the United States District Court for the Eastern District of Pennsylvania. In support thereof, defendant states the following:

1. In January 2016, plaintiff initiated this action by a Complaint in the Court of Common Pleas in Philadelphia, No. 0575. (Exhibit A - Complaint). The complaint set forth no federal-law claims and was filed against Officer Dohan, Officer Lesko, and the City of Philadelphia.
2. In February 2016, plaintiff reinstated his complaint in state court, but the reinstated complaint still contained no federal-law claims. (Exhibit B).
3. In March 2016, plaintiff stipulated to the dismissal of all claims against the City of Philadelphia. (Exhibit C).

4. On April 29, 2016, the state court entered a case management order. (Exhibit D).
5. In July 2016, the state court entered an order on a motion to compel. (Exhibit E).
6. In August 2016, plaintiff stipulated to the dismissal of all claims against Officer Lesko, leaving Officer Dohan as the sole defendant in this case. (Exhibit F).
7. In September 2016, the state court entered a discovery order. (Exhibit G).
8. In December 2016, the state court remanded the case to arbitration. (Exhibit H).
9. In January 2017, the state court entered an administrative order. (Exhibit I).
10. On May 10, 2017, arbitrators ruled in favor of Officer Dohan. (Exhibit J).
11. In May 2017, the state court entered an order denying plaintiff's IFP petition. (Exhibit K).
12. On June 5, 2017, the state court entered an order scheduling a rule to show cause on plaintiff's counsel's motion to withdraw. (Exhibit L).
13. On June 15, 2017, the state court entered an order rescheduling the hearing on the rule to show cause. (Exhibit M).
14. On July 25, 2017, the state court granted plaintiff's counsel's motion to withdraw. (Exhibit N).
15. On April 3, 2018, plaintiff filed a memorandum in which, for the first time in this litigation, he asserted federal-law claims. (Exhibit O).
16. This action may now be removed to this Court pursuant to 28 U.S.C. §§ 1441, 1446 since plaintiff now asserts Officer Dohan has violated his federal civil rights and, for the first time, seeks relief under 42 U.S.C. §§ 1983, 1985, and 1986. (Exhibit O)

Wherefore, petitioners, P/O Lesko, P/O Dohan and the City of Philadelphia, respectfully request that this action be removed to the United States District Court for the Eastern District of Pennsylvania.

Respectfully submitted,

Armando Brigandi
Chief Deputy City Solicitor

A handwritten signature in black ink, appearing to read 'M R ML', is written over a horizontal line.

MICHAEL R. MILLER
Deputy City Solicitor
Attorney I.D. No. 315759
1515 Arch Street, 14th Floor
Philadelphia, PA 19102
215-683-5433

Date: 4-6-18

**IN THE UNITED STATES DISTRICT COURT FOR
THE EASTERN DISTRICT OF PENNSYLVANIA**

Christopher Harris
515 E. Brinton Street
Philadelphia, PA 19144

Plaintiff

Civil Action

NO: _____

vs.

Officer Lesko, Badge No.: 3374
Individually & as a Police Officer for the
1515 Arch Street, 14th Floor
Philadelphia, Pennsylvania 19102
and
Officer Dohan, Badge No.: 4690
Individually & as a Police Officer for the
1515 Arch Street, 14th Floor
Philadelphia, Pennsylvania 19102
and
City of Philadelphia
1515 Arch Street, 14th Floor
Philadelphia, Pennsylvania 19102
Philadelphia, Pennsylvania 19102

Formerly

Court of Common Pleas
Philadelphia County
Trial Division – Civil
January Term 2016
No. 0575

18 1475

NOTICE OF FILING OF REMOVAL

TO: Christopher Harris
515 E. Brinton Street
Philadelphia, PA 19144

PLEASE TAKE NOTICE THAT on April 6, 2018, defendants, P/O Lesko, P/O Dohan, and the City of Philadelphia, filed, in the office of the Clerk of the United States District Court for the Eastern District of Pennsylvania, a verified Notice of Removal.

A copy of this Notice of Removal is attached hereto and is also being filed with the Clerk of the Court of Common Pleas of Philadelphia County, pursuant to Title 28, United States Code, Section 1446(e).



MICHAEL R. MILLER
Deputy City Solicitor
Attorney I.D. No. 315759
City of Philadelphia Law Department
1515 Arch Street, 14th Floor
Philadelphia, PA 19102
215-683-5433

**IN THE UNITED STATES DISTRICT COURT FOR
THE EASTERN DISTRICT OF PENNSYLVANIA**

Christopher Harris
515 E. Brinton Street
Philadelphia, PA 19144

Plaintiff

Civil Action

NO: _____

vs.

**Officer Lesko, Badge No.: 3374
Individually & as a Police Officer for the
1515 Arch Street, 14th Floor
Philadelphia, Pennsylvania 19102**

and

**Officer Dohan, Badge No.: 4690
Individually & as a Police Officer for the
1515 Arch Street, 14th Floor
Philadelphia, Pennsylvania 19102**

and

**City of Philadelphia
1515 Arch Street, 14th Floor
Philadelphia, Pennsylvania 19102
Philadelphia, Pennsylvania 19102**

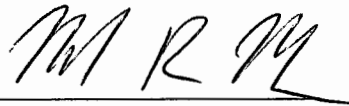
Formerly

**Court of Common Pleas
Philadelphia County
Trial Division – Civil
January Term 2016
No. 0575**

CERTIFICATE OF SERVICE

I, Michael R. Miller, Deputy City Solicitor do hereby certify that a true and correct copy of the attached Notice of Removal has been served upon the following by First Class Mail, postpaid, on the date indicated below:

**TO: Christopher Harris
1515 E. Brinton Street
Philadelphia, PA 19144**



**Michael R. Miller
Deputy City Solicitor
City of Philadelphia Law Department
1515 Arch Street, 14th Floor
Philadelphia, PA 19102
215-683-5433**

Date: 4-6-18

Exhibit "A"

Court of Common Pleas of Philadelphia County
Trial Division**Civil Cover Sheet**

For Prothonotary Use Only (Docket Number)
JANUARY 2016
Filing Number: 1601011559
000575

PLAINTIFF'S NAME CHRISTOPHER HARRIS		DEFENDANT'S NAME OFFICER LESKO, BADGE NO. 3374	
PLAINTIFF'S ADDRESS 515 E. BRINTON STREET PHILADELPHIA PA 19144		DEFENDANT'S ADDRESS 1515 ARCH STREET 14TH FLOOR PHILADELPHIA PA 19102	
PLAINTIFF'S NAME		DEFENDANT'S NAME OFFICER DOHAN, BADGE NO.: 4690	
PLAINTIFF'S ADDRESS		DEFENDANT'S ADDRESS 1515 ARCH STREET 14TH FLOOR PHILADELPHIA PA 19102	
PLAINTIFF'S NAME		DEFENDANT'S NAME CITY OF PHILADELPHIA	
PLAINTIFF'S ADDRESS		DEFENDANT'S ADDRESS 1515 ARCH STREET 14TH FLOOR PHILADELPHIA PA 19102	
TOTAL NUMBER OF PLAINTIFFS 1	TOTAL NUMBER OF DEFENDANTS 3	COMMENCEMENT OF ACTION <input checked="" type="checkbox"/> Complaint <input type="checkbox"/> Petition Action <input type="checkbox"/> Notice of Appeal <input type="checkbox"/> Writ of Summons <input type="checkbox"/> Transfer From Other Jurisdictions	
AMOUNT IN CONTROVERSY <input type="checkbox"/> \$50,000.00 or less <input checked="" type="checkbox"/> More than \$50,000.00	COURT PROGRAMS <input type="checkbox"/> Arbitration <input type="checkbox"/> Mass Tort <input type="checkbox"/> Commerce <input type="checkbox"/> Settlement <input type="checkbox"/> Jury <input type="checkbox"/> Savings Action <input type="checkbox"/> Minor Court Appeal <input type="checkbox"/> Minors <input checked="" type="checkbox"/> Non-Jury <input type="checkbox"/> Petition <input type="checkbox"/> Statutory Appeals <input type="checkbox"/> W/D/Survival <input type="checkbox"/> Other:		
CASE TYPE AND CODE 2B - ASSAULT, BATTERY			
STATUTORY BASIS FOR CAUSE OF ACTION			
RELATED PENDING CASES (LIST BY CASE CAPTION AND DOCKET NUMBER)		IS CASE SUBJECT TO COORDINATION ORDER? YES NO	
		FILED PROTHONOTARY JAN 07 2016 J. OSTROWSKI	
TO THE PROTHONOTARY: Kindly enter my appearance on behalf of Plaintiff/Petitioner/Appellant: <u>CHRISTOPHER HARRIS</u> Papers may be served at the address set forth below.			
NAME OF PLAINTIFF'S/PETITIONER'S/APPELLANT'S ATTORNEY MARTIN STANSHINE		ADDRESS 1528 WALNUT ST. SUITE 700 PHILADELPHIA PA 19102	
PHONE NUMBER (215) 985-4204	FAX NUMBER (215) 545-0668		
SUPREME COURT IDENTIFICATION NO. 15388		E-MAIL ADDRESS snslaw@comcast.net	
SIGNATURE OF FILING ATTORNEY OR PARTY MARTIN STANSHINE		DATE SUBMITTED Thursday, January 07, 2016, 11:17 am	

FINAL COPY (Approved by the Prothonotary Clerk)

STANSHINE & SIGAL, P.C.
BY: MARTIN STANSHINE, ESQUIRE
 Identification Number: 15388
 1528 Walnut Street / Suite 700
 Philadelphia, Pennsylvania 19102
 (215) 985-4204

THIS IS NOT AN ARBITRATION MATTER
ASSESSMENT OF DAMAGES REQUIRED

Attorney for Plaintiff

Filed and Attested by the
 Officer of Judicial Records
 07/01/2016 11:41 am



CHRISTOPHER HARRIS

515 E. Brinton Street

Philadelphia, PA 19144

vs.

OFFICER LESKO, Badge No.: 3374

individually & as a Police Officer for the

1515 Arch Street, 14th Floor

Philadelphia, Pennsylvania 19102

and

OFFICER DOHAN, Badge No.: 4690

individually & as a Police Officer for the

1515 Arch Street, 14th Floor

Philadelphia, Pennsylvania 19102

and

CITY OF PHILADELPHIA

1515 Arch Street, 14th Floor

Philadelphia, Pennsylvania 19102

Philadelphia, Pennsylvania 19102

COURT OF COMMON PLEAS
PHILADELPHIA COUNTY

JANUARY TERM, 2016

NO. _____

NOTICE

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by an attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

You should take this paper to your attorney at once. If you do not have an attorney or cannot afford one, go to or telephone the office set forth below to find out where you can obtain legal help.

Philadelphia Bar Association
 Lawyer Referral & Information Service
 One Reading Center
 Philadelphia, Pennsylvania 19107
 (215) 238-6333
 TTY (215) 451-6197

AVISO

Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) días de plazo al partir de la fecha de la demanda y la notificación. Hace falta asentar una comparencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificación. Además, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades u otros derechos importantes para usted.

lleve esta demanda a un abogado inmediatamente. Si no tiene abogado o si no tiene el dinero suficiente de pagar tal servicio. Vaya en persona a llame por telefono a la oficina cuya direccion se encuentra escrita abajo para averiguar donde se puede conseguir asistencia legal.

Asociacion de Licenciados
 de Filadelfia Servicio de Referencia e
 Informacion Legal
 One Reading Center
 Filadelfia, Pennsylvania 19107
 (215) 238-6333
 TTY (215) 451-6197

STANSHINE & SIGAL, P.C.
BY: MARTIN STANSHINE, ESQUIRE
Identification Number: 15388
 1528 Walnut Street / Suite 700
 Philadelphia, Pennsylvania 19102
 (215) 985-4204

THIS IS NOT AN ARBITRATION MATTER
ASSESSMENT OF DAMAGES REQUIRED

Attorney for Plaintiff

CHRISTOPHER HARRIS	:	COURT OF COMMON PLEAS
515 E. Brinton Street	:	PHILADELPHIA COUNTY
Philadelphia, PA 19144	:	
us.	:	JANUARY TERM, 2016
OFFICER LESKO, Badge No.: 3374	:	
individually & as a Police Officer for the	:	NO. _____
1515 Arch Street, 14 th Floor	:	
Philadelphia, Pennsylvania 19102	:	
and	:	
OFFICER DOHAN, Badge No.: 4690	:	
individually & as a Police Officer for the	:	
1515 Arch Street, 14 th Floor	:	
Philadelphia, Pennsylvania 19102	:	
and	:	
CITY OF PHILADELPHIA	:	
1515 Arch Street, 14 th Floor	:	
Philadelphia, Pennsylvania 19102	:	

COMPLAINT

1. Plaintiff, Christopher Harris, is an adult individual who resides at the above stated address.

2. Defendant, Officer Lesko, Badge No.: 3374, (hereinafter referred to as "Officer Lesko"), whose first name is unknown to plaintiff--and who, at the time described below, worked in the 14th Police District--is an adult individual and police officer for the City of Philadelphia with a principal place of business at the above stated address. He is being sued in both his individual and official capacities.

3. Defendant, Officer Dohan, Badge No.: 4690, (hereinafter referred to as "Officer Dohan"), whose first name is unknown to plaintiff--and who, at the time described below, worked in the 14th Police District--is an adult individual and police officer for the City of Philadelphia with a principal place of business at the above stated address. He is being sued in both his individual and official capacities.

4. Defendant, the City of Philadelphia (hereinafter referred to as "the City"), is a municipal entity established by the Commonwealth of Pennsylvania, which owns, operates and manages the Philadelphia Police Department and which has a principal business address at the above-stated address.

5. At all times relevant hereto, defendants-- Officer Lesko and Officer Dohan--were agents, servants, workmen and/or employees defendant--the City--and were acting within the course and scope of their authority.

6. On or about March 25, 2014 at approximately 1:00 a.m., at or near Chew Avenue and Washington Lane, Philadelphia, PA, defendants--Officer Lesko and Officer Dohan--after plaintiff allegedly would not comply with a police request, shot plaintiff in the back with Taser, knocking plaintiff to his knees, face down onto the ground.

7. While on the ground, defendants again shot plaintiff with another Taser, this time in his ankle, knocking plaintiff unconscious.

8. There was no legal justification for defendants to shoot plaintiff with a Taser and such actions constitute assault and battery under Pennsylvania law.

9. The aforementioned Taser shots caused excruciating pain to plaintiff causing him to require hospital and medical treatment.

10. As a further direct and proximate result of the above actions of the defendants, plaintiff, Christopher Harris, has been and may be in the future required to receive and undergo medical treatment and care and has expended and may continue to expend in the future, various and diverse sums of money for the aforementioned treatment, all of which is to the plaintiff's great financial detriment and loss.

11. As a further direct and proximate result of the above actions of the defendants, plaintiff, has been unable to attend to his usual and daily activities, occupation and labors and may have

sustained a loss in earnings and/or impairment of his earning capacity or power.

COUNT I

12. Paragraphs one (1) through eleven (11) of this complaint are hereby incorporated as if each were fully set forth at length herein.

WHEREFORE, plaintiff demands judgment against defendants--Officer Lesko, Officer Dohan and/or the City--jointly and/or severally--for compensatory damages in an amount in excess of fifty thousand dollars (\$50,000.00), along with costs, attorneys fees, interest and such other and further relief as the Court may deem just and proper.

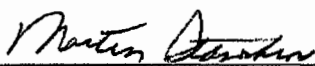
COUNT II

13. Paragraphs one (1) through twelve (12) of this complaint are hereby incorporated as if each were fully set forth at length herein.

14. The aforementioned actions of defendants--Officer Lesko, Officer Dohan and/or the City--were outrageous, wanton, willful and reckless, thereby entitling plaintiff to punitive damages against the aforesaid defendants.

WHEREFORE, plaintiff demands judgment against defendants--Officer Lesko, Officer Dohan and/or the City--jointly and severally, for punitive damages, in an amount in excess of fifty thousand dollars (\$50,000.00), along with costs, attorneys fees, interest and such other and further relief as the Court may deem just and proper.

Respectfully submitted,
STANSHINE & SIGAL, P.C.

BY: 
MARTIN STANSHINE, ESQUIRE
Attorney for Plaintiff

VERIFICATION

I, Christopher Harris, hereby state that I am the plaintiff in the within action and verify that the statements made in the foregoing **COMPLAINT** are true and correct to the best of my information, knowledge and belief.

I, the undersigned, understand that the statements made herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.


CHRISTOPHER HARRIS

1/4/2018
(DATE)

EXHIBIT B

STANSHINE & SIGAL, P.C.

BY: MARTIN STANSHINE, ESQUIRE

Identification Number: 15388
1528 Walnut Street / Suite 700
Philadelphia, Pennsylvania 19102
(215) 985-4204

Attorney for Plaintiff and Attested by the
Office of Judicial Records
20 FEB 2016 4:43 pm

CHRISTOPHER HARRIS

515 E. Brinton Street

Philadelphia, PA 19144

vs.

OFFICER LESKO, Badge No.: 3374

individually & as a Police Officer for the
1515 Arch Street, 14th Floor

Philadelphia, Pennsylvania 19102

and

OFFICER DOHAN, Badge No.: 4690

individually & as a Police Officer for the
1515 Arch Street, 14th Floor

Philadelphia, Pennsylvania 19102

and

CITY OF PHILADELPHIA

1515 Arch Street, 14th Floor

Philadelphia, Pennsylvania 19102

**COURT OF COMMON PLEAS
PHILADELPHIA COUNTY**

JANUARY TERM, 2016

NO. 0575

PRAECIPE TO REINSTATE COMPLAINT

TO THE PROTHONOTARY:

Kindly reinstate the Complaint in the above-captioned matter for an additional thirty (30) days.

Respectfully submitted,

STANSHINE & SIGAL, P.C.

BY: Martin Stanshine
MARTIN STANSHINE, ESQUIRE
Attorney for Plaintiff

Court of Common Pleas of Philadelphia County
Trial Division
Civil Cover Sheet

For Prothonotary Use Only (Booklet Number)
JANUARY 2016
Booklet Number 16010010559
000575

PLAINTIFF'S NAME CHRISTOPHER HARRIS		DEFENDANT'S NAME OFFICER LESKO, BADGE NO. F3384 and Arrested by the Officer of Judicial Records 25 JAN 2016 04:32 pm JUDICIAL DISTRICT OF PENNSYLVANIA	
PLAINTIFF'S ADDRESS 515 E. BRINTON STREET PHILADELPHIA PA 19144		DEFENDANT'S ADDRESS 1515 ARCH STREET 14TH FLOOR PHILADELPHIA PA 19102	
PLAINTIFF'S NAME		DEFENDANT'S NAME OFFICER DOHAN, BADGE NO.: 4690	
PLAINTIFF'S ADDRESS		DEFENDANT'S ADDRESS 1515 ARCH STREET 14TH FLOOR PHILADELPHIA PA 19102	
PLAINTIFF'S NAME		DEFENDANT'S NAME CITY OF PHILADELPHIA	
PLAINTIFF'S ADDRESS		DEFENDANT'S ADDRESS 1515 ARCH STREET 14TH FLOOR PHILADELPHIA PA 19102	
TOTAL NUMBER OF PLAINTIFFS 1	TOTAL NUMBER OF DEFENDANTS 3	COMMENCEMENT OF ACTION <input checked="" type="checkbox"/> Complaint <input type="checkbox"/> Petition Action <input type="checkbox"/> Notice of Appeal <input type="checkbox"/> Writ of Summons <input type="checkbox"/> Transfer From Other Jurisdictions	
AMOUNT IN CONTROVERSY <input type="checkbox"/> \$50,000.00 or less <input checked="" type="checkbox"/> More than \$50,000.00	COURT PROGRAMS <input type="checkbox"/> Arbitration <input type="checkbox"/> Jury <input checked="" type="checkbox"/> Non-Jury <input type="checkbox"/> Other: <input type="checkbox"/> Mass Tort <input checked="" type="checkbox"/> Savings Action <input type="checkbox"/> Petition <input checked="" type="checkbox"/> Commerce <input checked="" type="checkbox"/> Minor Court Appeal <input checked="" type="checkbox"/> Statutory Appeals <input type="checkbox"/> Settlement <input type="checkbox"/> Minors <input type="checkbox"/> W/D/Survival		
CASE TYPE AND CODE 2B - ASSAULT, BATTERY			
STATUTORY BASIS FOR CAUSE OF ACTION			
RELATED PENDING CASES (LIST BY CASE CAPTION AND DOCKET NUMBER)		IS CASE SUBJECT TO COORDINATION ORDER? YES NO FILED PRO PROTHY JAN 07 2016 J. OSTROWSKI	
TO THE PROTHONOTARY: Kindly enter my appearance on behalf of Plaintiff/Petitioner/Appellant: <u>CHRISTOPHER HARRIS</u> Papers may be served at the address set forth below.			
NAME OF PLAINTIFF'S/PETITIONER'S/APPELLANT'S ATTORNEY MARTIN STANSHINE		ADDRESS 1528 WALNUT ST. SUITE 700 PHILADELPHIA PA 19102	
PHONE NUMBER (215) 985-4204	FAX NUMBER (215) 545-0668		
SUPREME COURT IDENTIFICATION NO. 15388		E-MAIL ADDRESS snslaw@comcast.net	
SIGNATURE OF FILING ATTORNEY OR PARTY MARTIN STANSHINE		DATE SUBMITTED Thursday, January 07, 2016, 11:17 am	

STANSHINE & SIGAL, P.C.
BY: MARTIN STANSHINE, ESQUIRE
 Identification Number: 15388
 1528 Walnut Street / Suite 700
 Philadelphia, Pennsylvania 19102
 (215) 985-4204

THIS IS NOT AN ARBITRATION MATTER
ASSESSMENT OF DAMAGES REQUIRED

Attorney for Plaintiff

Filed and recorded by the
 Office of the Clerk of the Court
 File # 2018-01475-MSG
 Office of the Clerk of the Court
 Overlaid on the original

CHRISTOPHER HARRIS

515 E. Brinton Street
 Philadelphia, PA 19144

vs.

OFFICER LESKO, Badge No.: 3374
 individually & as a Police Officer for the
 1515 Arch Street, 14th Floor
 Philadelphia, Pennsylvania 19102

and

OFFICER DOHAN, Badge No.: 4690
 individually & as a Police Officer for the
 1515 Arch Street, 14th Floor
 Philadelphia, Pennsylvania 19102

and

CITY OF PHILADELPHIA

1515 Arch Street, 14th Floor
 Philadelphia, Pennsylvania 19102
 Philadelphia, Pennsylvania 19102

COURT OF COMMON PLEAS
PHILADELPHIA COUNTY

JANUARY TERM, 2016

NO. 0575

NOTICE

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by an attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

You should take this paper to your attorney at once. If you do not have an attorney or cannot afford one, go to or telephone the office set forth below to find out where you can obtain legal help.

Philadelphia Bar Association
 Lawyer Referral & Information Service
 One Reading Center
 Philadelphia, Pennsylvania 19107
 (215) 238-6333
 TTY (215) 451-6197

AVISO

Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias de plazo al partir de la fecha de la demanda y la notificacion. Hace falta asentar una comparencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificacion. Ademas, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades u otros derechos importantes para usted.

lleve esta demanda a un abogado inmediatamente. Si no tiene abogado o si no tiene el dinero suficiente de pagar tal servicio. Vaya en persona a llame por telefono a la oficina cuya direccion se encuentra escrita abajo para averiguar donde se puede conseguir asistencia legal.

Asociacion de Licenciados
 de Filadelfia Servicio de Referencia e
 Informacion Legal
 One Reading Center
 Philadelphia, Pennsylvania 19107
 (215) 238-6333
 TTY (215) 451-6197

STANSHINE & SIGAL, P.C.
BY: MARTIN STANSHINE, ESQUIRE
 Identification Number: 15388
 1528 Walnut Street / Suite 700
 Philadelphia, Pennsylvania 19102
 (215) 985-4204

THIS IS NOT AN ARBITRATION MATTER
ASSESSMENT OF DAMAGES REQUIRED

Attorney for Plaintiff

CHRISTOPHER HARRIS
 515 E. Brinton Street
 Philadelphia, PA 19144

vs.

OFFICER LESKO, Badge No.: 3374
individually & as a Police Officer for the
 1515 Arch Street, 14th Floor
 Philadelphia, Pennsylvania 19102

and

OFFICER DOHAN, Badge No.: 4690
individually & as a Police Officer for the
 1515 Arch Street, 14th Floor
 Philadelphia, Pennsylvania 19102

and

CITY OF PHILADELPHIA
 1515 Arch Street, 14th Floor
 Philadelphia, Pennsylvania 19102

COURT OF COMMON PLEAS
PHILADELPHIA COUNTY

JANUARY TERM, 2016

NO. 0575

COMPLAINT

1. Plaintiff, Christopher Harris, is an adult individual who resides at the above stated address.

2. Defendant, Officer Lesko, Badge No.: 3374, (hereinafter referred to as "Officer Lesko"), whose first name is unknown to plaintiff--and who, at the time described below, worked in the 14th Police District--~~is an adult individual and police officer for the City of Philadelphia with a principal~~ place of business at the above stated address. He is being sued in both his individual and official capacities.

3. Defendant, Officer Dohan, Badge No.: 4690, (hereinafter referred to as "Officer Dohan"), whose first name is unknown to plaintiff--and who, at the time described below, worked in the 14th Police District--~~is an adult individual and police officer for the City of Philadelphia with a principal~~ place of business at the above stated address. He is being sued in both his individual and official capacities.

4. Defendant, the City of Philadelphia (hereinafter referred to as "the City"), is a municipal entity established by the Commonwealth of Pennsylvania, which owns, operates and manages the Philadelphia Police Department and which has a principal business address at the above-stated address.

5. At all times relevant hereto, defendants-- Officer Lesko and Officer Dohan--were agents, servants, workmen and/or employees defendant--the City--and were acting within the course and scope of their authority.

6. On or about March 25, 2014 at approximately 1:00 a.m., at or near Chew Avenue and Washington Lane, Philadelphia, PA, defendants--Officer Lesko and Officer Dohan--after plaintiff allegedly would not comply with a police request, shot plaintiff in the back with Taser, knocking plaintiff to his knees, face down onto the ground.

7. While on the ground, defendants again shot plaintiff with another Taser, this time in his ankle, knocking plaintiff unconscious.

8. There was no legal justification for defendants to shoot plaintiff with a Taser and such actions constitute assault and battery under Pennsylvania law.

9. The aforementioned Taser shots caused excruciating pain to plaintiff causing him to require hospital and medical treatment.

10. As a further direct and proximate result of the above actions of the defendants, plaintiff, Christopher Harris, has been and may be in the future required to receive and undergo medical treatment and care and has expended and may continue to expend in the future, various and diverse sums of money for the aforementioned treatment, all of which is to the plaintiff's great financial detriment and loss.

11. As a further direct and proximate result of the above actions of the defendants, plaintiff, has been unable to attend to his usual and daily activities, occupation and labors and may have

sustained a loss in earnings and/or impairment of his earning capacity or power.

COUNT I

12. Paragraphs one (1) through eleven (11) of this complaint are hereby incorporated as if each were fully set forth at length herein.

WHEREFORE, plaintiff demands judgment against defendants--Officer Lesko, Officer Dohan and/or the City--jointly and/or severally--for compensatory damages in an amount in excess of fifty thousand dollars (\$50,000.00), along with costs, attorneys fees, interest and such other and further relief as the Court may deem just and proper.

COUNT II

13. Paragraphs one (1) through twelve (12) of this complaint are hereby incorporated as if each were fully set forth at length herein.

14. The aforementioned actions of defendants--Officer Lesko, Officer Dohan and/or the City--were outrageous, wanton, willful and reckless, thereby entitling plaintiff to punitive damages against the aforesaid defendants.

WHEREFORE, plaintiff demands judgment against defendants--Officer Lesko, Officer Dohan and/or the City--jointly and severally, for punitive damages, in an amount in excess of fifty thousand dollars (\$50,000.00), along with costs, attorneys fees, interest and such other and further relief as the Court may deem just and proper.

Respectfully submitted,
STANSHINE & SIGAL, P.C.

BY: 
MARTIN STANSHINE, ESQUIRE
Attorney for Plaintiff

VERIFICATION

I, Christopher Harris, hereby state that I am the plaintiff in the within
action and verify that the statements made in the foregoing **COMPLAINT** are true and correct
to the best of my information, knowledge and belief.

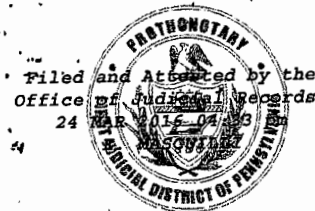
I, the undersigned, understand that the statements made herein are made subject to the
penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.


CHRISTOPHER HARRIS

1/4/2018
(DATE)

EXHIBIT C

CITY OF PHILADELPHIA LAW DEPARTMENT
 MICHAEL R. MILLER
 ASSISTANT CITY SOLICITOR
 IDENTIFICATION No. 315759
 1515 ARCH STREET, 14TH FLOOR
 PHILADELPHIA, PA 19102
 (215) 683-5433
 (215) 683-5397 (fax)
 michael.r.miller@phila.gov



CHRISTOPHER HARRIS,

Plaintiff,

v.

CITY OF PHILADELPHIA, et al.,

Defendants.

PHILADELPHIA COUNTY
 COURT OF COMMON PLEAS

Case ID No. 160100575

STIPULATION TO DISMISS CLAIMS

AND NOW, this 22nd date of March, 2016, the parties in this matter hereby AGREE and STIPULATE that all Plaintiff's claims against the City of Philadelphia are DISMISSED. This stipulation shall not affect Plaintiff's claims against any other party.



Martin Stanshine
 Stanshine & Sigal, P.C.
 1528 Walnut St., Suite 700
 Philadelphia, PA 19102
 Counsel for Plaintiff



Michael R. Miller
 City of Philadelphia Law Department
 Civil Rights Unit
 1515 Arch Street, 14th Floor
 Philadelphia, PA 19102
 Counsel for Defendants

EXHIBIT D



IN THE COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY
FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
TRIAL DIVISION – CIVIL

HARRIS

VS

LESKO, BADGE NO. 3374 ETAL

January Term 2016

No. 00575

DOCKETED
CASE MANAGEMENT CENTER

APR 29 2016

T. ITALIANO

**CASE MANAGEMENT ORDER
EXPEDITED TRACK**

Harris Vs Lesko, Badge -CMOI



16010057500023

AND NOW, *Friday, April 29, 2016*, it is Ordered that:

1. The case management and time standards adopted for expedited track cases shall be applicable to this case and are hereby incorporated into this Order.
2. All *discovery* on the above matter shall be completed not later than **03-OCT-2016**.
3. *Plaintiff* shall identify and submit *curriculum vitae and expert reports* of all expert witnesses intended to testify at trial to all other parties not later than **03-OCT-2016**.
4. *Defendant and any additional defendants* shall identify and submit *curriculum vitae and expert reports* of all expert witnesses intended to testify at trial not later than **07-NOV-2016**.
5. All *pre-trial motions* shall be filed not later than **07-NOV-2016**.
6. A *settlement conference* may be scheduled at any time after **07-NOV-2016**. Prior to the settlement conference all counsel shall serve all opposing counsel and file a settlement memorandum containing the following:
 - (a). A concise summary of the nature of the case if plaintiff or of the defense if defendant or additional defendant;
 - (b). A statement by the plaintiff or all damages accumulated, including an itemization of injuries and all special damages claimed by categories and amount;
 - (c). Defendant shall identify all applicable insurance carriers, together with applicable limits of liability.
7. A *pre-trial conference* will be scheduled any time after **03-JAN-2017**. Fifteen days prior to pre-trial conference, all counsel shall serve all opposing counsel and file a pre-trial memorandum containing the following:

- (a). A concise summary of the nature of the case if plaintiff or the defense if defendant or additional defendant;
 - (b). A list of all witnesses who may be called to testify at trial by name and address. Counsel should expect witnesses not listed to be precluded from testifying at trial;
 - (c). A list of all exhibits the party intends to offer into evidence. All exhibits shall be pre-numbered and shall be exchanged among counsel prior to the conference. Counsel should expect any exhibit not listed to be precluded at trial;
 - (d). Plaintiff shall list an itemization of injuries or damages sustained together with all special damages claimed by category and amount. This list shall include as appropriate, computations of all past lost earnings and future lost earning capacity or medical expenses together with any other unliquidated damages claimed; and
 - (e). Defendant shall state its position regarding damages and shall identify all applicable insurance carriers, together with applicable limits of liability;
 - (f). Each counsel shall provide an estimate of the anticipated length of trial.
8. ***It is expected that the case will be ready for trial 06-FEB-2017***, and counsel should anticipate trial to begin expeditiously thereafter.
9. All counsel are under a continuing obligation and are hereby ordered to serve a copy of this order upon all unrepresented parties and upon all counsel entering an appearance subsequent to the entry of this Order.

BY THE COURT:


ARNOLD NEW, J.
TEAM LEADER

EXHIBIT E

#7

CHRISTOPHER HARRIS,

Plaintiff,

v.

OFFICER LESKO, et al.,

Defendants.

PHILADELPHIA COUNTY
COURT OF COMMON PLEAS
MOTION SUBMITTED

JUL 11 2016

UNCONTESTED

CASE ID No. 160100575

ORDER

AND NOW, this 11th day of July, 2016, it is **HEREBY**
ORDERED that the Defendants' Motion to Compel Discovery is **GRANTED**, and that the
Plaintiff shall respond to the Defendants' Interrogatories and Requests for Production within
fourteen (14) days of the entry of this Order.

Harris Vs Lesko, Badge No 3374 Etal-ORDER



16010057500030

DOCKETED

JUL 12 2016

L. PACETTI
JUDICIAL RECORDS

BY THE COURT:

A handwritten signature in black ink, likely belonging to the court clerk, L. Pacetti.

EXHIBIT F

CITY OF PHILADELPHIA LAW DEPARTMENT

MICHAEL R. MILLER

ASSISTANT CITY SOLICITOR

IDENTIFICATION NO. 315759

1515 ARCH STREET, 14TH FLOOR

PHILADELPHIA, PA 19102

(215) 683-5433

(215) 683-5397 (fax)

michael.r.miller@phila.gov



CHRISTOPHER HARRIS,

Plaintiff,

v.

CITY OF PHILADELPHIA, et al.,

Defendants.

**PHILADELPHIA COUNTY
COURT OF COMMON PLEAS**

Case ID No. 160100575

STIPULATION TO DIMISS CLAIMS

AND NOW, this 24th date of August, 2016, the parties in this matter hereby AGREE and STIPULATE that all Plaintiff's claims against Officer Lesko are DISMISSED. This stipulation shall not affect Plaintiff's claims against any other party.

/s/ Martin Stanshine

Martin Stanshine, Esq.

Stanshine & Sigal, P.C.

1528 Walnut St., Suite 700

Philadelphia, PA 19102

Counsel for Plaintiff

/s/ Michael Miller

Michael Miller, Esq.

City of Philadelphia Law Department

Civil Rights Unit

1515 Arch Street, 14th Floor

Philadelphia, PA 19102

Counsel for Defendants

EXHIBIT G

50100575 - Opening document

<https://fjdefile.phila.gov/efs/temp/P8HR...>

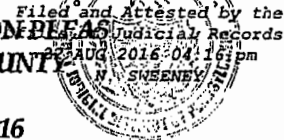
#10

CHRISTOPHER HARRIS

vs.

OFFICER LESKO, Badge No.: 3374

and

OFFICER DOHAN, Badge No.: 4690:
:
:
:
:
:**COURT OF COMMON PLEAS
PHILADELPHIA COUNTY****JANUARY TERM, 2016****NO. 0575****ORDER**AND NOW, this 12 day of September, 2016, it is hereby**ORDERED and DECREED** that:

1. The objections of Defendants -- ~~Officer Lesko~~ and Officer Dohan -- to plaintiff's request for production ~~2, 3, 4~~ and 5 are **STRICKEN**
2. The objections of Defendants -- ~~Officer Lesko~~ and Officer Dohan -- to plaintiff's interrogatories 4 and 10 are **STRICKEN**.
3. Defendants must fully and completely answer the above mentioned requests and interrogatories within twenty (20) days or risk sanctions.

BY THE COURT,

DOCKETED

SEP 13 2016

W. BERNSTEIN
JUDICIAL RECORDS

J.

Harris Vs Lesko, Badge No. 3374 Etal-ORDER



16010057500035

Discrepancy: Docketed 12/3/16

Case ID: 160100575

EXHIBIT H



COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY
FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
TRIAL DIVISION – CIVIL

HARRIS

January Term 2016

VS

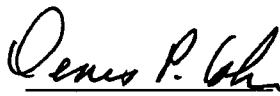
No. 00575

LESKO, BADGE NO. 3374 ETAL

ORDER

AND NOW, this 6th day of December, 2016, having determined that the amount in controversy is below the mandatory arbitration limits, it is **ORDERED** and **DECREED** that the within matter is **REFERRED** to Arbitration pursuant to PA Rule of Civil Procedure 1021 (d). Notice of the Arbitration Hearing will be forthcoming from the Arbitration Center.

BY THE COURT:


DENIS COHEN, J
Team Leader

DOCKETED

DEC 07 2016

J. EVERS
DAY FORWARD

JPE00453--(created 11/24/15)

Harris Vs Lesko, Badge -ORDER



16010057500045

EXHIBIT I



**COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY
FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
TRIAL DIVISION - CIVIL**

**HARRIS VS LESKO, BADGE
NO. 3374 ETAL**

JANUARY TERM, **2016**

No. **00575**

ADMINISTRATIVE ORDER

*AND NOW, January 5, 2017, upon consideration of the within Arbitration Application for
Continuance, the request is*

☐

Denied

☒

**Granted and the hearing is rescheduled for May 10, 2017 at 9:15 am in the
Arbitration Center, 1880 JFK Blvd., 5th Floor.**

Notice given under PA.R.C.P. 236

M. EAGEN

*Arbitration Center
1880 JFK Blvd., 5th Floor
Philadelphia, PA 19107*

EXHIBIT J

**First Judicial District of Pennsylvania
Philadelphia Court of Common Pleas**

CHRISTOPHER HARRIS

JANUARY Term, 2016, 00575
(Month) (Year) (No.)

Arbitration

(Please indicate type of action)

☐ Motor Vehicle

(Date of Accident) _____

Harris Vs Lesko, Badge -AWFFD +1)



16010057500057 = 6%)

☐ Assessment of Damages

☒ Other ASSAULT/BATTERY 3/25/2014

Versus

Officer Lesko NO. 3374 (Dismissed)

Officer DOHAN NO. 4690

CITY OF PHILA (Dismissed)

Report and Award of Arbitrators

And Now, this 10th day of MAY, Year 2017, we the undersigned arbitrators having been duly appointed and sworn, make the following award:

WE FIND IN FAVOR OF DEFENDANT. WE AWARD
-0- DAMAGES.

Please name the parties if there are more than one plaintiff and/or defendant. Please address all counterclaims and cross claims. Please complete percentage of negligence on reverse side if applicable.

[Signature]

Chairperson

[Signature]

Arbitrator

[Signature]

Arbitrator

Scott Orloff 1845 WALNUT ST. 24TH FLOOR PHILA PA 19103-57505

Please Print Name, Address and I.D. No.

Norman D. Stryker 1815 JEFFERSON BLVD PHILADELPHIA

Please Print Name, Address and I.D. No.

Spencer Wertheimer 1835 MARKET

Please Print Name, Address and I.D. No.

12644

List Attorneys of Record and Unrepresented Parties Who:

Appeared at the hearing:

MARTIN STANSHINE, ESQ.

MICHAEL MILLER, ESQ.

Did Not Appear at the Hearing:

Questions to be Answered by the Arbitrators in Negligence Cases

Instructions:

Taking the combined negligence that was a substantial factor in bringing about any or all of the plaintiff's injuries, damage or losses as 100%, answer the following questions and state in percentages the causal negligence attributed to each party you have found causally negligent.

Do you find that any defendant or additional defendant was negligent?

If so, state the name of the party and percentage of negligence attributable to that party.

	%
	%
	%
	%

Do you find that any plaintiff was negligent?

If so, state the name of the party and percentage of negligence attributable to that party.

	%
	%
	%
	%

Total	100 %
--------------	--------------

Notice of Entry of Award

And Now, this _____ day of _____, Year _____, at _____, _____m., the above award was entered upon the docket and notice thereof given by mail to the parties or their attorneys.

**DOCKETED
ARBITRATION**

MAY 10 2017

Prothonotary

(Arbitration compensation to be
paid on appeal \$225.00)

S. PRESSLEY

By:

Separate Appeals must be filed with the Prothonotary pursuant to PA. R. Civ.P.No.1308, and the requisite fees paid, if two or more cases are consolidated for Trial and/or Discovery purposes. Only those cases which are appealed will be scheduled for a *de novo* hearing. Awards in cases not appealed will become final upon expiration of the appeal time.

EXHIBIT K

IN THE COURT OF COMMON PLEAS PHILADELPHIA COUNTY
FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
CIVIL TRIAL DIVISION

CHRISTOPHER HARRIS

v.

OFFICER LESKO et al.

JANUARY TERM, 2016

No. 575

CONTROL NO. 17055374

DOCKETED
MAY 25 2017
N. ERICKSON
DAY FORWARD

ORDER

AND NOW, this 24th day of May, 2017, upon consideration of the Petition to Proceed *In Forma Pauperis* filed by Christopher Harris, it is hereby **ORDERED and DECREED** that said Petition is **DENIED**.¹ Plaintiff shall pay the requisite filing fees within twenty (20) days of the entry of this Order or risk further action.

BY THE COURT:

FOX, J.

Harris Vs Lesko, Badge -ORIFP



16010057500065

¹The docket indicates that Plaintiff is represented by an attorney. Pa.R.C.P. 240(d)(1) states, "if a party is represented by an attorney, the prothonotary shall allow the party to proceed *in forma pauperis* upon the filing of a praecipe which contains a certification by the attorney that he or she is providing free legal service to the party and believes the party is unable to pay the costs." As no such praecipe was filed, Plaintiff's Petition is Denied.

EXHIBIT L

**IN THE COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY
FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
CIVIL TRIAL DIVISION**

CHRISTOPHER HARRIS

PLAINTIFF

V.

OFFICER DOHAN, BADGE: NO. 4690

DEFENDANT

JANUARY TERM, 2016

NO. 00575

CONTROL NO. 170533306

DOCKETED
COMPLEX LIT CENTER

JUN 6 2017

J. STEWART

ORDER

AND NOW, this 5th day of June, 2017, a Rule is entered against all parties of interest to show cause why Martin Stanshine, Esquire, and Stanshine & Sigal, should not withdraw as counsel of record for Plaintiff, Christopher Harris, in the above captioned matter.

RULE RETURNABLE the 11th day of July, 2017 at 9:30 a.m. in Court Room 253, City Hall.

It is further **ORDERED** that Movant shall notify all parties of interest of the Rule hearing and shall notify the client of the Motion and Rule hearing by certified and regular mail.

BY THE COURT:

Harris Vs Lesko, Badge -ORDER



16010057500073

A handwritten signature in black ink, appearing to read "Lisette Shirdan-Harris".
LISETTE SHIRDAN-HARRIS, J.

EXHIBIT M

**IN THE COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY
FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
CIVIL TRIAL DIVISION**

CHRISTOPHER HARRIS PLAINTIFF	: : : : : : :	JANUARY TERM, 2016
v.	:	NO. 00575
OFFICER DOHAN, BADGE: NO. 4690 DEFENDANT	: :	CONTROL NO. 17053306

ORDER

AND NOW, this 15th day of June, 2017, at the request of Martin Stanshine, Esq., counsel of record for Plaintiff, Christopher Harris, the July 11, 2017 Rule hearing to withdraw as counsel is rescheduled to July 25, 2017 at 9:30 a.m. in Court Room 253, City Hall.

It is further **ORDERED** that Movant shall notify all parties of interest of the Rule hearing and shall notify the client of the Motion and Rule hearing by certified and regular mail.

BY THE COURT:


LISETTE SHIRDAN-HARRIS, J.

Harris Vs Lesko, Badge -ORDER



16010057500076

DOCKETED
COMPLEX LIT CENTER

JUN 16 2017

J. STEWART

EXHIBIT N

**IN THE COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY
FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
CIVIL TRIAL DIVISION**

CHRISTOPHER HARRIS VS LESKO, BADGE NO. 3374, ETAL	: : : : : : :	JAUNUARY TERM, 2016 NO. 00575 Control No. 17053306
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ORDER

AND NOW, this 25th day of July, 2017, it is hereby **ORDERED** and **DECREED** that the Petition of Counsel for leave to withdraw as counsel is **GRANTED**. Counsel is granted leave to withdraw from representing plaintiff, Christopher Harris.

Within ten (10) days of the entry of this Order Counsel shall file a **Praecipe to Withdraw as Counsel** with the Office of Judicial Records, attaching an affidavit of service certifying that this Order has been sent to the client and also updating the Office of Judicial Records with the address upon which all further notices from the Court shall be sent to the client.

All deadlines remain in effect.

BY THE COURT:


L. SHIRDAN-HARRIS, J.
TEAM LEADER

Harris Vs Lesko, Badge -ORDER



EXHIBIT O

FILED

03 APR 2018 03:24 pm

Civil Administration

N. SWEENEY

CHRISTOPHER L. HARRIS

COURT OF COMMON PLEAS
PHILADELPHIA COUNTY
JANUARY TERM, 2016
NO. 0575

VS.

OFFICER DOHAN, BADGE NO. 4690

PLAINTIFF'S SETTLEMENT CONFERENCE/PRE-TRIAL MEMORANDUM

I. FACTS GIVING RISE TO THE ACTION:

On March 25, 2014, at about 1:00 A.M., defendant—Officer Dohan, Badge No. 4690—after plaintiff—Christopher L. Harris allegedly would not comply with police request, shot plaintiff in the back with a Taser, knocking plaintiff face down on the ground. While on the ground, defendant engages the same prong's into plaintiffs' back again; then for a third time—switching the Taser to "Stun Mode" and administering it this time on his right ankle—knocking plaintiff unconscious.

II. THEORY OF LIABILITY OR DEFENSE:

These intriguing observations are remarkable for more than one (1) reason. If there was no immediate threat from the plaintiff, then employment of a Taser—at three (3) separate times were unnecessary; the above described actions of defendant—Officer Dohan, Badge No. 4690—constitute the torts of assault, battery, excessive force with intentional infliction of emotional distress, and were a violation of the Civil Rights Act of 1871 (42 U.S.C. subsection 1983).

III. INJURIES:

After the incident, plaintiff was taken to Einstein Hospital. It was apparent that the plaintiff—Christopher L. Harris had been suffering from a Taser shock, and was there for Taser removal, but in the ED Physician Record—Teaching Supervisory Addendum—by Vanderbeek MD, Paul B—there were none found. At that time, the plaintiff—Christopher L. Harris had been discharged to Philadelphia Police Department (PPD). Defendant—

Officer Dohan, Badge No. 4690 issues a Non-Traffic Statutory Summary Offenses—Citation—requiring plaintiff to appear for trial in Courtroom 404 Criminal Justice Center, 1301 Filbert Street on April 8, 2014 at 2:00 P.M., but after responding with consent to appear for trial—there was not a complaint number within listing(s) of Philadelphia Municipal Court; it was a clear and convincing implication that the personal knowledge or information and belief of the charges were, in fact, not on record. A year later, the plaintiff consulted with Primary Care Physician—Arun Mohanty, M.D., P.C.—whose examination and diagnosis (i.e., Secondary) were that Christopher L. Harris have been effected with anxiety. This resulted in temporary disability for less than 12 months; which were direct and approximate symptoms in association with the Taser shooting and shock received while in “Stun Mode.” The plaintiff has outstanding bills somewhere in the area of \$4,000.00 to \$4,500.00. The plaintiff also have been living with considerable pain for three (3) and a half years, facing extreme emotional stress and difficulties—knowing that Christopher L. Harris—the plaintiff experienced a “Taser” and “Shock” at three (3) distinct instances by police, “under color of law,” without due process or justification.

IV. ALL DAMAGES AND SPECIFIC ITEMIZATION:

The plaintiff is claiming the torts of Assault, Battery, Excessive Force with Intentional Infliction of Emotional Distress, and violation of the Civil Rights Act of 1871 (42 U.S.C. subsection 1983).

- **Exhibit A.** Albert Einstein Hospital (Bill for 3/25/14) \$1,493.50—Emergency room treatment for Taser
- **Exhibit B.** Einstein Practice Plan (Bill for 3/25/14) \$220.00
- **Exhibit C.** Albert Einstein Hospital (Bill for 5/21/14) \$2,065.25—Treatment for back pain connected to Taser
- **Exhibit D.** Einstein Practice Plan (Bill for 3/25/14) \$250.00

- **Exhibit E.** Arun Mohanty M.D., P.C. (Employability Assessment Form)
Diagnosis—Anxiety (i.e., Secondary)—Temporarily Disabled for Less Than 12
Months (06/03/15 until 06/03/16) \$30,000.00 economic loss
- **Exhibit F.** Pictures of Taser shooting on right ankle
- **Exhibit G.** Hospital Discharge Summary
- **Exhibit H.** Report And Award of Arbitrators
- **Exhibit I.** Oral Deposition of Officer Dohan, Badge No. 4690
- **Exhibit J.** Non-Traffic Statutory Summary Offenses—Citation
- **Exhibit K.** Einstein Hospital Account Itemization

V. CURRENT DEMAND & CURRENT OFFER:

For \$850,000.00—current offer is \$0 as per Report and Award of Arbitrators.

VI. ESTIMATED TRIAL TIME:

It could be expected that trial may take between one (1) to three (3) days.

VII. LIST OF WITNESSES:

- Officer Dohan, Badge No. 4690—1515 Arch Street 14th Floor, Philadelphia, PA
19102

Count I

Violation of 42 U.S.C Section 1983

(Plaintiff v. Dohan [All Defendants if Applicable])

The foregoing paragraphs are fully incorporated herein as though set forth at length.

The actions of all defendants, collectively and individually in planning, conducting and carrying out the assault of plaintiff, as well as the uncontrolled, unwarranted, and illegal Taser (i.e., shocking) deprived said plaintiff (Mr. Harris) of his constitutional rights – as

guaranteed by the Fourth amendment of the Constitution, section 8 of the Pennsylvania Constitution and 42 U.S.C. Section 1983, in inter alia, the following manners:

- (a) In the unlawful Taser of the Plaintiff;
- (b) In the unlawful arrest and detention of Plaintiff;
- (c) In the unreasonable use of force, or use of excessive force in the said Taser of plaintiff at the hands of Defendants;
- (d) In the unlawful assault and battery of the Plaintiff at the hands of Defendants;
- (e) In the unlawful restraint of the Plaintiff by the Defendants;
- (f) In the intentional or neglectful infliction of emotional distress upon the Plaintiff;
- (g) In the development, implementation and carrying out of a policy, practice, or procedure designed to allow the use of excessive force, unlawful searches and seizures, physical assaults on innocent citizens and deprivation of Constitutional rights of citizens;
- (h) In the failure of the individual defendants to preclude, prevent, or restrain the other individual defendants from effecting such deprivation of constitutional rights;
- (i) In the development, implementation, and the carrying out of a policy which posed a threat to the law abiding citizens of the City of Philadelphia and those who visit the City of Philadelphia, by negligent retention of personnel and the negligent assignment of certain personnel to high risk units that would result in the likelihood of serious injury to innocent citizens or visitors of the City of Philadelphia;
- (j) In the developing, implementing, and carrying out a policy, practice, procedure or custom which made no reasonable efforts to comply with standards for public intoxication and police encounters and the utilization of equipment and training that would have prevented the overreaction by the police to the events of that evening;

- (k) In condoning and conducting and failing to restrain an unlawful and unjustified application of force in violation of the Constitutional rights of said Plaintiff;
- (l) In developing, implementing, and carrying out a policy, practice, procedure, or custom which amounted to a violation of the Equal Protection Clause and a deprivation of life and liberty actionable under 42 U.S.C. Section 1983;
- (m) In developing, implementing, and carrying out a policy, practice, procedure, or custom which made no reasonable or proper provision for the application of force for the preservation of personal safety of persons such as Plaintiff Harris, when his personal safety was placed in jeopardy by the ultra-hazard activities carried out by one or more of the Defendants;
- (n) In deliberately failing to train, or continue the training of, all the Defendants in the recognition of the proper use of force and proper techniques of conducting the issuance of a lawful Non-Traffic Summary Offenses Citation;
- (o) In failing to properly train, supervise, monitor, and control the actions of all the Defendants, so that the proper prior policy, practice, procedure, or custom could be accomplished safely and without the use of excessive force or undue risk to persons situated similarly to said Plaintiff in that the Defendants failed to follow training procedures and policy that would have prevented the assault and battery conducted by them on said Plaintiff and others, allowing the Defendants to overreact and injure said Plaintiff;
- (p) In failing to properly develop, implement, and carry out a policy, practice, procedure, or custom conforming to the Constitutional requirements of citizens and pedestrians in the public, who should be free from subjection to unlawful searches and seizures, assault and battery with excessive force used upon them by individuals operating under color of law; and
- (q) In failing to oversee, monitor, control, curtail, or restrain the actions of the individual Defendants in carrying out such operations when all of the Defendants

knew, or should have known, from prior operations of this kind, and/or from prior acts of misconduct by the individual Defendants, that, if not conducted in compliance with prior training and with the utilization of proper equipment by the individual Defendants, that the likelihood of property damage, physical and psychological injury, and the deprivation of Constitutional rights of innocent citizens would be substantial.

As a direct and proximate result of the aforesaid actions and omissions of all the Defendants in developing, implementing, and carrying out the aforesaid policy or policies or procedures, the Plaintiff has suffered injuries, losses, and/or damages including, but not limited by specification to, the following:

- (a) Loss of the use, benefit and enjoyment of life;
- (b) Physical and mental pain and suffering and anguish, and embarrassment and humiliation;
- (c) Physical injuries, all causing severe pain; loss of valuable and inalienable rights to be free from unlawful search, free from excessive force and loss of privileges or immunities of citizens of the United States, deprivation of personal life, liberty, or property, without due process of law, denying within its jurisdiction the equal protection of the laws."
- (d) Loss of income;
- (e) Medical expenses;
- (f) Punitive damages, which are justified factually and legally due to the outlandish and outrageous conduct, actions, and/or omissions of one or more of the Defendants as aforesaid.

WHEREFORE, the Plaintiff, Christopher Harris, respectfully requests that this Honorable Court award a Judgement in his favor and against all named Defendants, jointly and severally, molded by the Court to maximize the financial recovery

available to Plaintiff in light of the caps on certain damages set forth in applicable state law.

Count II

Violations of 42 U.S.C Subsection 1983 and 1986

(Plaintiff v. Dohan [All Defendants if Applicable])

The foregoing paragraphs are incorporated herein and official in their entirety as if set forth in full.

Defendant Officers, both in their individual and official capacities, had knowledge of the discrimination/violation of constitutional rights perpetrated on Plaintiff, but neglected and/or failed to prevent said wrongful and illegal acts when they had the power and statutory obligation to do so.

Defendants' neglect, aid and refusal to prevent and/or rectify infringement of the constitutional rights of Plaintiff constitute a violation of the Civil Rights Act, Section 1986.

As a proximate and direct result of the above mentioned acts, Plaintiff has been damaged and has suffered injuries and was forced to endure physical pain, suffering and emotional distress, as well as mental anguish stemming from the deprivation of rights.

WHEREFORE, the Plaintiff, Christopher Harris, respectfully requests that this Honorable Court award a Judgement in his favor and against all named Defendants, jointly and severally, molded by the Court to maximize the financial recovery available to Plaintiff in light of the caps on certain damages set forth in applicable state law.

Count III

Violations of 42 U.S.C. Subsection 1983 and 1985

(Plaintiff v. Dohan [All Defendants if Applicable])

The foregoing paragraphs are incorporated herein in their entirety as if set forth in full.

At all times relevant herein, Defendants did conspire to deprive Plaintiff of his constitutionally and statutorily guaranteed rights pursuant to Constitution to the United States.

At all times relevant herein, Defendants further conspired to conceal the deprivations of liberties set forth above.

These conspiracies constituted and continue to constitute ongoing violations of 42 U.S.C. Section 1985.

As a direct and proximate cause of Defendants' unlawful conspiracy to deprive Plaintiff of his aforesaid rights, Plaintiff has and continues to suffer the damages set forth herein.

WHEREFORE, the Plaintiff, Christopher Harris, respectfully requests that this Honorable Court award a Judgement in his favor and against all named Defendants, jointly and severally, molded by the Court to maximize the financial recovery available to Plaintiff in light of the caps on certain damages set forth in applicable state law.

Count IV

Assault and Battery

(Plaintiff v. Dohan [All Defendants if Applicable])

The foregoing paragraphs are fully incorporated herein as though set forth at length.

As a direct and proximate cause of Defendants' unlawful conduct, Plaintiff has and continues to suffer the damages set forth herein.

WHEREFORE, the Plaintiff, Christopher Harris, respectfully requests that this Honorable Court award a Judgement in his favor and against all named Defendants, jointly and severally, molded by the Court to maximize the financial recovery available to Plaintiff in light of the caps on certain damages set forth in applicable state law.

Count V

Intentional Infliction of Emotional Distress

(Plaintiff v. Dohan [All Defendants if Applicable])

The foregoing paragraphs are fully incorporated herein as though set forth at length.

The aforesaid extreme and outrageous conduct, acts, and/or omissions of the Defendants in the scope of their employment, or acting independently, were calculated, designed, and intended by the Defendants to intentionally inflict deliberate emotional distress, psychological trauma, and psychic pain and suffering upon said Plaintiff and to instill in his mind an immediate and permanent sense of fear and trepidation, and said conduct, acts, or omissions to surpass all bounds of decency universally recognized in a civilized society.

As a direct and proximate result and consequence of the aforesaid conduct, acts, and/or omissions of the Defendants, which constitute extremely outrageous conduct, said Plaintiff has suffered, is suffering, or will continue to suffer for an indefinite time into the future the following:

- (a) Emotional and psychological distress and trauma:
- (b) Mental anguish;
- (c) Psychic pain and suffering;
- (d) Severe fright, horror, and grief;
- (e) Shame, humiliation, and embarrassment;
- (f) Severe anger, chagrin, disappointment, and worry, and;
- (g) Justified punitive damages, both factually and legally, because of the outlandish and outrageous conduct, actions, and/or omissions of one or more of the Defendants.

WHEREFORE, the Plaintiff, Christopher Harris, respectfully requests that this Honorable Court award a Judgement in his favor and against all named Defendants, jointly and severally, molded by the Court to maximize the financial recovery available to Plaintiff in light of the caps on certain damages set forth in applicable state law.

Count VI

Negligent Infliction of Emotional Distress

(Plaintiff v. Dohan [All Defendants if Applicable])

The foregoing paragraphs are fully incorporated herein as though set forth at length.

The aforesaid negligent conduct, acts, and/or omissions of the Defendants in the scope of their employment, or acting independently, were calculated, designed, and intended by the Defendants to intentionally inflict deliberate emotional distress, psychological trauma, and psychic pain and suffering upon said Plaintiff and to instill in his mind and immediate and permanent sense of fear and trepidation, and said conduct, acts, or omissions to surpass all bounds of decency universally recognized in a civilized society.

As a direct and proximate result and consequence of the aforesaid conduct, acts, and/or omissions of the Defendants, which constitute extremely outrageous conduct, said Plaintiff has suffered, is suffering, or will continue to suffer for an indefinite time into the future the following:

- (a) Emotional and psychological distress and trauma;
- (b) Mental anguish;
- (c) Psychic pain and suffering;
- (d) Severe fright, horror, and grief;
- (e) Shame, humiliation, and embarrassment;
- (f) Severe anger, chagrin, disappointment, and worry, and;
- (g) Justified punitive damages, both factually and legally, because of the outlandish and outrageous conduct, actions, and/or omissions of one or more of the Defendants.

WHEREFORE, the Plaintiff, Christopher Harris, respectfully requests that this Honorable Court award a Judgement in his favor and against all named Defendants, jointly and severally, molded by the Court to maximize the financial recovery

available to Plaintiff in light of the caps on certain damages set forth in applicable state law.

Respectfully submitted,

Christopher L. Harris